IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO. 363 OF 2003

Shri. Ashok Agarwal ...Petitioner

Versus

Mr. Ramanlal V. Shah & Ors. ...Respondents

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None for the petitioner as well as the respondents.

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CORAM: B. H. MARLAPALLE, J.

DATED: 13TH APRIL, 2005

P. C.:-

1. None for the petitioner.

2. Appeal from Order No. 269 of 2003 was disposed of by this Court by order dated 9.4.2003. The Annual General Meeting of the appellant company (Eupharma Laboratories Ltd), was directed to be conveyed on 17.4.2003 and the decision taken therein shall not be given effect till the disposal of the Notice of Motion No.782 of 2003.

3. The Chairman of the said company addressed a letter dated 14.4.2003 and similar letter on the next day to the Police Authorities for the police bandobast as the Annual General Meeting would be held on 17.4.2003. In the second letter some individuals

were named and it was alleged that there is likely to disturb the meeting by causing hurt to the Chairman and the other Directors. It is alleged that the respondents disrupted the Annual General Meeting.

4. These allegations by no stretch of imagination amount to breach leave alone wilful breach of the order passed by this Court on 9.4.2003. The contempt petition is therefore, frivolous and the same is hereby rejected summarily.

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